

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

-----X  
MARTINE'S SERVICE CENTER, INC. and  
MICHAEL C. MARTINE,

Plaintiffs,

-against-

THE TOWN OF WALLKILL, JOHN WARD,  
individually and as Supervisor of the Town of Wallkill,  
ROBERT HERTMAN, individually and as Chief of  
Police of the Town of Wallkill, EUGENE JAQUES,  
individually and as Building Inspector of the Town of  
Wallkill, DON KIMBLE, individually and as Deputy  
Building Inspector of the Town of Wallkill, WALTER  
J. BARRETT, individually and as Assistant Building  
Inspector of the Town of Wallkill, and JOHN DOES I,  
II, and III, individually and as officers of the Town of  
Wallkill,

Defendants.  
-----X


**NOTICE  
OF APPEARANCE**

Docket No.  
07 Civ. 6327 (SCR)

**PLEASE TAKE NOTICE** that Brian S. Sokoloff, a member of the firm of MIRANDA  
SOKOLOFF SAMBURSKY SLONE VERVENIOTIS, LLP, attorneys for defendants, hereby files  
this notice solely for the purpose of receiving ECF alerts via email, reserving for defendants the right  
to contest jurisdiction or service.

Dated: Mineola, New York  
August 1, 2007

MIRANDA SOKOLOFF SAMBURSKY  
SLONE VERVENIOTIS, LLP  
Attorneys for Defendants

By:   
BRIAN S. SOKOLOFF (bss-7147)  
240 Mineola Boulevard  
The Esposito Building  
Mineola, New York 11501  
(516) 741-7676  
Our File No. 07-500

TO: STEPHEN L. OPPENHEIM, ESQ.  
Attorneys for Plaintiffs  
55 East 9<sup>th</sup> Street  
New York, New York 10003

**AFFIDAVIT OF SERVICE BY MAIL**

STATE OF NEW YORK     )  
                                      ) s.s.:  
COUNTY OF NASSAU     )

**MERLISA ANDREWS**, being duly sworn, deposes and says that deponent is not a party to the action, is over 18 years of age and resides in Jamaica, New York.

That on August 1, 2007, deponent served the within **NOTICE OF APPEARANCE** upon:

STEPHEN L. OPPENHEIM, ESQ.  
Attorney for Plaintiffs  
55 East 9<sup>th</sup> Street  
New York, New York 10003

the addresses designated by said attorney(s) for that purpose by depositing a true copy of same enclosed in a postpaid properly addressed wrapper, in an official depository under the exclusive care and custody of the United States Post Office Department within the State of New York.

  
**MERLISA ANDREWS**

Sworn to before me this 1<sup>ST</sup> day  
of August, 2007.

  
\_\_\_\_\_  
NOTARY PUBLIC

**BRIAN S. SOKOLOFF**  
Notary Public, State of New York  
No. 02SO4914710  
Qualified in Queens County  
Commission Expires November 23, 2009